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CIS 0

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Title

United States of America, Plaintiff,
v.
State of Louisiana, et al.

Court

Bill of Complaint

(Mississippi & Alabama Boundary Case)

FILING DATE

December 19, 1955

TERM AND DOCKET NO.

0-60

10

DATE	PROCEEDINGS AND ORDERS
	Counsel for plaintiff: Attorney General Counsel for defendants: Jack P. F. Gremillion, John L. Madden, Bailey Walsh, Joseph V. Ferguson, Jr., Will Wilson, Joe T. Patterson, Richard W. Ervin, John Patterson, MacDonald Gallion
State of Miss: Edwin Lloyd Pittman, Heber A. Ladner, Jr.	* * Vide No. 10 Original, October Term, 1959 * *
May 31, 1960	Opinion adjudicating rights of the several defendants entered. Decrees entered. Jurisdiction retained for such further proceedings as may be necessary to effectuate the rights adjudicated. (See Order)
June 18, 1960	Petition for rehearing of State of Alabama filed by Gallion.
June 21, 1960	Petition for rehearing distributed.
June 24, 1960	Petition for rehearing of State of Louisiana filed by Gremillion.
June 24, 1960	Appendix to petition for rehearing of State of Louisiana filed by Gremillion.
June 24, 1960	Joint brief for Louisiana, Mississippi and Alabama in support of rehearings filed.
June 25, 1960	Petition for rehearing of State of Mississippi filed by Patterson.
June 27, 1960	Proposed decree of the State of Texas filed. (NP) (Wthdrn)
Aug. 23, 1960	Motion of States of Louisiana, Mississippi, and Alabama for leave to file supplement to petitions for rehearing filed
Sep. 22, 1960	Motion of State of California for leave to file brief, as amicus curiae, in support of petition for rehearing filed.
Sep. 24, 1960	Brief of State of Florida, et al., as amici curiae, in support of petitions for rehearing by Louisiana, et al.
Sep. 9, 1960	Petition for rehearing and joint motion distributed.
Oct. 10, 1960	Joint motion of Alabama, Mississippi and Louisiana for leave to file supplement to petitions for rehearing granted. Petitions for rehearing denied. Warren, C. J. AND Clark, J., took no part.
Nov. 10, 1960	Decree proposed by United States and memorandum in support thereof filed by Attorney General (Rankin)
Nov. 11, 1960	Proposed decree by State of Louisiana filed by Jack P. F. Gremillion. (NP)
Nov. 16, 1960	Proposed decrees of Solicitor General and State of Louisiana distributed.
Nov. 28, 1960	Memorandum for United States regarding Louisiana's Suggested Revision of Paragraph 3 of the Propsed Decree ^{SC FORM} filed by Attorney General (Rankin) Over

17 pp

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DATE	PROCEEDINGS AND ORDERS
Dec. 12, 1960	Final Decree on motion for judgment on amended complaint entered by the Court. Jurisdiction reserved by this Court. Chief Justice and Clark, J., took no part in the formulation of this decree.
Nov. 23, 1965	Motion by United States for entry of a Supplemental Decree (No. 1), proposed Supplemental Decree, and Memorandum in support of motion filed by Attorney General.(Marshall)
Nov. 23, 1965	Answer of the State of Louisiana to Motion of the United States for entry of a Supplemental Decree (No. 1), and Memorandum accompanying answer, filed by Jack P. F. Grenillion.
Nov. 24, 1965	Motion of the United States for entry of a supplemental decree distributed.
Dec. 8, 1965	Above motion redistributed.
Dec. 13, 1965	Motion by United States for entry of supplemental decree granted, and a supplemental decree entered. Warren, C. J., and Clark, J., took no part in consideration or decision of this motion or in the formulation of this decree. See DECREE.
Feb. 25, 1966	← Accounting of State of Louisiana, pursuant to supplemental decree, December 13, 1965, filed.
Feb. 25, 1966	← Account by United States, pursuant to supplemental decree, December 13, 1965, filed. (NP)
Apr. 25, 1966	Motion for leave to file corrections to the accounting filed by State of Louisiana on February 25, 1966 filed.
Apr. 25, 1966	Objections to the accounting of the State of Louisiana filed.
Apr. 26, 1966	← Motion of United States for leave to file amended account pursuant to the supplemental decree filed. (NP)
Apr. 26, 1966	Objections by State of Louisiana to accounting filed by United States filed.
Apr. 27, 1966	Motion of United States for leave to file amended account pursuant to the supplemental decree distributed. Also motion for leave to file corrections to the accounting filed by State of Louisiana on February 25, 1966.
May 16, 1966	Motion of the United States for leave to file an amended account pursuant to the supplemental decree granted. Motion for leave to file corrections to the accounting filed by State of Louisiana on February 25, 1966, granted. Warren, C. J., and Clark, J., OUT.
Mar. 24, 1967	Motion for temporary restraining order and preliminary injunction and for a supplemental decree filed. (NP)
Mar. 24, 1967	Order entered. Warren, C. J., and Clark, J., OUT.
Apr. 11, 1967	Reply of State of Texas in opposition to plaintiff's request for a supplemental decree and preliminary injunction filed. (NP) (OVER) See CARD 2

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Court

Bill of Complaint

FILING DATE

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DATE	PROCEEDINGS AND ORDERS
Apr. 12, 1967	Motion for entry of supplemental decree and for a preliminary injunction distributed.
Apr. 24, 1967	Motion of United States for preliminary injunction against State of Texas denied. Case will be set in due course for oral argument on the issues raised in the application of the United States for entry of a supplemental decree and the reply of Texas thereto. Plaintiff given until July 25, 1967, for filing its brief and defendant is given until September 25, 1967, to file its reply. Warren, C. J., and Clark, J., OUT. See ORDER.
✓ Jul. 13, 1967	Brief for U. S. in support of motion for injunctive relief and supplemental decree as to the State of Texas filed.
✓ Sept. 25, 1967	Reply brief of Texas in opposition to motion for injunction and supplemental decree filed.
✓ Sept. 25, 1967	Motion by State of Louisiana to limit question to be considered on the motion of U. S. for supplemental decree as to the State of Texas and memorandum in support of motion filed.
Sept. 25, 1967	Motion by State of Louisiana for entry of supplemental decree No. 2, proposed supplemental decree, and memorandum in support of motion filed.
Sept. 29, 1967	Motion of State of Louisiana to limit question to be considered on motion of United States for a supplemental decree distributed.
Oct. 9, 1967	<u>Argued.</u>
Dec. 4, 1967	Congressional grant to Texas of nine marine leagues of submerged land is measured by the historical state boundaries "as they existed" in 1845 when Texas was admitted into the Union. The United States is entitled to a decree to this effect and the parties are granted sixty days in which to submit proposed decrees for the Court's consideration. Warren, C. J., and Marshall, J., OUT.
Jan. 2, 1968	Petition for rehearing filed.
Jan. 3, 1968	Petition for rehearing distributed.
Jan. 3, 1968	Memorandum in support of motion of the United States and in opposition to motion of the State of Louisiana filed. and Motion by United States for entry of a supplemental decree ^{FORM} decree as to State of La. (No. 2), Proposed Supplemental/fld.

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<i>Court</i> Bill of Complaint		FILING DATE December 19, 1955	TERM AND DOCKET NO. 0-68 9
DATE	PROCEEDINGS AND ORDERS		
Aug. 15, 1968	Brief of State of Louisiana in support of its Motion for entry of Supplemental Decree No. 2, etc. filed. Part II.		
Aug. 15, 1968	Appendices to Brief of the State of Louisiana in support of its Motion for Entry of Supplemental Decree No. 2 filed.		
Sept. 3, 1968	Appendix G., Map Exhibits and Related Material for brief of State of Louisiana in support of its motion for entry of supplemental decree No. 2. filed. (12 Vols.)		
Sept. 10, 1968	Stipulation by U. S. and Texas pursuant to opinion of December 4, 1967, and supplemental decrees proposed by U. S. and Texas <u>distributed</u> .		
Sept. 16, 1968	Reply brief for the United States filed.		
Sept. 16, 1968	Reply brief of the State of Louisiana filed.		
Sept. 23, 1968	Motion of Mississippi to confine and limit decree on counter-motions of U. S. and Louisiana to settlement of issues between U. S. and Louisiana and memorandum in support filed.		
Sept. 25, 1968	Above motion distributed.		
Oct. 3, 1968	Motion of State of Louisiana for additional time for oral argument filed. (NP)		
Oct. 3, 1968	Above motion distributed.		
Oct. 10, 1968	Motion of State of Texas to eliminate the question of lateral boundaries with neighboring states from the issues to be considered on cross-motions for entry of a supplemental decree as to the State of Louisiana, (No. 2) filed.		
Oct. 14, 1968	Case is set for argument on the supplemental decrees proposed by U. S. and State of Texas. Motion of State of Louisiana for additional time for oral argument on the supplemental decree applicable to it is denied. Warren, C. J., and Marshall, J., OUT.		
Oct. 14, 15, 1968	Argued. (Louisiana)		
Oct. 16, 1968	Motion of State of Texas to eliminate question of lateral boundaries with neighboring states, etc. distributed. Counsel for defendant: A. J. Carubbi		
Nov. 18, 1968	<u>Argued.</u> (Texas)		

(OVER)

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DATE	PROCEEDINGS AND ORDERS
Jan. 15, 1968	Petition for rehearing denied. Marshall, J., OUT.
Jan. 30, 1968	Application for extension of time to file proposed decree filed.
Jan. 31, 1968	Order extending time to file proposed decree. (Black, J., until 5-15-68)
Feb. 16, 1968	Motion and order extending time to file response filed. (Until 5-8-68)
May 1, 1968	Joint application for ^{further} extension of time to file proposed decree to implement opinion of this Court, Dec. 4, 1967, filed.
May 6, 1968	Order further extending time to file proposed decree. (Black, J., until Black, J., until 7-15-68)
May 8, 1968	Motions of State of Louisiana and United States for entry of supplemental decree No. 2 distributed.
May 8, 1968	Response and opposition of State of Louisiana to Counter-Motion by U. S. for entry of a Supplemental Decree No. 2 and alternative Motion for Entry of Supplemental Decree No 2 and
	Memorandum in opposition to Counter-Motion of U. S. and in support of Alternative Motion of Louisiana; and Alternative Proposal Supplemental Decree No. 2 filed.
May 20, 1968	Motions of State of Louisiana and United States for entry of Supplemental Decree No. 2 are set for oral argument during week of October 14, 1968. The main briefs of counsel shall be filed on or before August 15, 1968 and reply briefs on or before September 16, 1968. Warren, C. J., and Marshall, J., OUT.
Jul. 15, 1968	Decree proposed by United States and memorandum in support thereof filed.
Jul. 15, 1968	Supplemental decree proposed by the State of Texas and memorandum in support thereof filed. (and request for oral argument.
Jul. 15, 1968	Stipulation between United States and the State of Texas regarding the Historic Coast Line and Boundry of Texas filed.
July 29, 1968	Motion and order extending time to file appendices to brief until 9/1/68.
Aug. 15, 1968	Brief for United States filed.
Aug. 15, 1968	Brief of State of Louisiana in support of its Motion for entry of Supplemental Decree No. 2, etc. filed. Part 1.

(OVER) See CARD 3

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DATE	PROCEEDINGS AND ORDERS
Mar. 3, 1969	(Louisiana)Opinion issued deciding certain issues and reserving others for a Special Master to be appointed. Opinion by Stewart, J.
Mar. 3, 1969	(Texas)Opinion issued accepting the decree proposed by United States and ordering the entry of a supplemental decree. Opinion by Brennan, J.
Mar. 27, 1969	Petition for rehearing by State of Louisiana of its Motion for Entry of Supplemental Decree No. 2; and for Rehearing of its Alternate Motion for Entry of Supplemental Decree No. 2 filed.
Apr. 15, 1969	Petition for rehearing distributed.
Apr. 21, 1969	Petition for rehearing denied. Warren, C. J., and Marshall J., OUT.
May 5, 1969	Supplemental decree entered. Warren, C. J., and Marshall, J., OUT.
May 19, 1969	Ordered that <u>Walter P. Armstrong, Jr., Esquire, of Memphis, Tennessee</u> be appointed as <u>Special Master</u> in this case. Warren, C. J., and Marshall, J., OUT. See ORDER.
May 31, 1969	Oath of Special Master filed.
Apr. 30, 1970	Pre-Trial Order filed. (NP)
✓ Apr. 21, 1971	Motion by U. S. for entry of supplemental decree as to the State of Louisiana (No. 3) filed.
	Proposed Supplemental Decree and memorandum in support of Motion filed.
✓ Mar. 29, 1971	Joint motion of U. S. and State of Florida to initiate supplemental proceedings; to consolidate proceedings; to appoint a Special Master; and for entry of a supplemental decree; and memorandum in support of motion filed.
Jun. 16, 1971	Joint motion above distributed. Also motion of U. S. for entry of a supplemental decree as to the State of Louisiana (No.3)
Jun. 28, 1971	Joint motion of the U. S. and the State of Florida to initiate supplemental proceedings is granted. Motion of U. S. and State of Florida to consolidate proceedings is granted. Motion of U. S. and State of Florida to appoint a Special Master is granted. Ordered that Hon. Albert B. Maris, Senior Judge of the U. S. Court of Appeals for the Third Circuit is hereby appointed
	Special Master to conduct supplemental proceedings which

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<i>Court</i> Bill of Complaint		FILING DATE	TERM AND DOCKET NO.
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Jun. 28, 1971	shall be docketed as case No. 52 Original. Marshall, J., OUT. SEE ORDER.		
✓ Jun. 25, 1971	Objection of State of Louisiana to the Right of U. S. at this time to file Motion for Entry of Supplemental Decree as to the State of Louisiana (No. 3) and memorandum in support of objection filed.		
✓ Oct. 12, 1971	Supplemental Alternative Motion of State of Louisiana for leave to file response to the U. S.' Motion for Entry of Supplemental Decree as to the State of Louisiana (No.3) One Hundred Twenty Days after the Report of the Special Master and for oral argument filed.		
✓ Oct. 28, 1971	Response of the State of Louisiana to the Motion of the U. S. for entry of supplemental decree No. 3; etc. filed.		
Oct. 29, 1971	Motion of the U. S. for entry of supplemental decree as to the State of Louisiana (No.3) distributed. Also supplemental alternative motion of the State of Louisiana for leave to file response to the United States' motion for entry of supplemental decree as to the State of Louisiana No.3, 120 days after the report of the Special Master and for oral argument distributed.		
Nov. 9, 1971	Motion of the United States for entry of a supplemental decree as to the State of Louisiana is set down for oral argument. Marshall, J., OUT.		
✓ Nov. 27, 1971	Reply of U. S. to the objection, response, motions, and memorandum in opposition of the State of Louisiana relating to the motion by U. S. for entry of supplemental decree as to the State of Louisiana (No.3)		
✓ Dec. 3, 1971	Motion of the State of Louisiana for relief pursuant to Rule 60(b) Federal Rules of Civil Procedure filed.		
Dec. 7, 1971	Motion above distributed.		
Dec. 14, 1971	Motion of State of Louisiana for relief pursuant to Rule 60(b) of the Federal Rules of Civil Procedure is denied. Marshall, J., OUT.		
Dec. 14, 1971	<u>ARGUED</u> on motion of U. S. for entry of supplemental decree as to State of Louisiana.		
Dec. 20, 1971	Motion of U. S. for entry of a supplemental decree as to the State of Louisiana is granted. (OVER)		

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DATE	PROCEEDINGS AND ORDERS
May 17, 1972 June 12, 1972 June , 1972	Request of Special Master for partial payment filed. Above request distributed. Payment of \$37,500 made by State of Louisiana approved by Court. (see correspondence in file). Payment subject to reconsideration by the Court at later date.
✓ August 16, 1972	Motion of State of Louisiana for entry of a supplemental decree as to the United States (No. 4).
✓ August 30, 1972	Response to motion of State of Louisiana for entry of supplemental decree as to the U. S. filed.
✓ Sept. 6, 1972	Motion of the United States for leave to file account of funds released from impoundment pursuant to the supplemental decree (No. 3) of December 20, 1971 filed.
✓ Sept. 18, 1972	Response of State of Louisiana to above motion filed.
Sept. 22, 1972	Motion of State of La. for entry of supplemental decree as to the U. S. (No. 4); and motion of U. S. for leave to file account of funds released from impoundment pursuant to the supplemental decree (No. 3) DISTRIBUTED.
Oct. 10, 1972	Motion of State of La. for entry of a supplemental decree as to the U. S. (No. 4); and motion of the U. S. for leave to file account of funds released from impoundment pursuant to the supplemental decree (No. 3) of Dec. 20, 1971 DISTRIBUTED.
Oct. 16, 1972	Motion of the State of Louisiana for entry of a supplemental decree as to the U. S. (No. 4) GRANTED. Motion of the U. S. for leave to file an account of funds released from impoundment pursuant to the supplemental decree (No. 3) of Dec. 20, 1971, GRANTED. Mr. Justice Marshall took no part in the consideration or decision of these motions.
✓ July 31, 1974 Aug. 23, 1974 Oct. 15, 1974	Report of Special Master received. Report of Special Master DISTRIBUTED. SL15P4 Report of Special Master is received and ordered filed. Exceptions, if any, with supporting briefs to the Report may be filed by the parties within 45 days. Reply briefs, if any, to such exceptions may be filed within 30 days. Marshall, J., OUT.

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No. 9 Orig.

DATE	PROCEEDINGS AND ORDERS
June 9, 1975	Joint motion for entry of supplemental decree filed.
June 10, 1975	Above motion DISTRIBUTED.
June 16, 1975	Joint motion for entry of supplemental decree GRANTED
	and supplemental decree entered. Douglas and Marshall,
	JJ, OUT. See Order.
Aug. 15, 1975	First accounting of the State of Louisiana required by the
	supplemental decree rendered on June 16, 1975 filed.
Aug. 15, 1975	Order extending time to file government's accounting
	brief until Aug. 25, 1975.
Aug. 25, 1975	Accounting by the U. S. as required by decree rendered on
	June 16, 1975 filed.
Sept. 10, 1975	Accountings DISTRIBUTED. SL17P3
Sept. 15, 1975	Accounting by U. S. pursuant to paragraphs 5(b) and 7 of the
	Decree dated June 16, 1975 filed.
Sept. 15, 1975	Account by State of Louisiana pursuant to paragraph 5 of
	the Decree of June 16, 1975 filed.
Sept. 23, 1975	Accountings REDISTRIBUTED. 9-29
Oct. 15, 1975	Accountings Redistributed. 10-17
Oct. 20, 1975	The First Accounting of Louisiana filed pursuant to the
	Decree of June 16, 1975; the Accounting by the United
	States filed pursuant to paragraph 6(b) of the Decree
	of June 16, 1975; the Accounting by Louisiana filed
	pursuant to paragraph 5 of the Decree of June 16, 1975;
	and the Accounting by the United States filed pursuant
	to paragraphs 5(b) and 7 of the Decree of June 16,
	1975 are referred to the Special Master.
Oct. 14, 1975	Objections of the U. S. to State of Louisiana's Accounting
	of Aug. 15, 1975 filed.
Oct. 22, 1975	Objections of La. to Accountings and Payments by U. S. under
	Supplemental Decree of June 16, 1975, filed.
Aug. 27, 1979	Supplemental report of Special Master received.
Aug. 29, 1979	DISTRIBUTED. SL25P4. (Above report of Special Master).
Oct. 1, 1979	The Supplemental Report of the Special Master is
	received and ordered filed. Exceptions, if any, with
	supporting briefs to the Report may be filed by the
	parties within 45 days. Reply briefs, if any, to such
	exceptions may be filed within 30 days. Marshall, J., OUT

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Nov. 5, 1974

Joint motion for additional time for oral argument filed.

Nov. 11, 1974

Above motion GRANTED and a total of two hours is allotted for that purpose.

✓ Nov. 27, 1974

Exceptions of the U. S. and supporting memorandum filed.

✓ Nov. 29, 1974

Exceptions of Louisiana to Report of Special Master filed.

✓ Nov. 29, 1974

Appendix I to Exceptions of Louisiana filed.

✓ Nov. 29, 1974

Appendices II and III to Exceptions of Louisiana filed.

Jan. 13, 1975

Reply brief of Louisiana to Exceptions of the U. S. filed.

Jan. 14, 1975

Reply memorandum for the U. S. filed.

Jan. 21, 1975

Exceptions and replies DISTRIBUTED.

Jan. 27, 1975

Exceptions to the Report of the Special Master are set for oral argument. Marshall, J., OUT. Douglas, J., OUT. CIRCULATED.

Feb. 24, 1975

ARGUED.

Mar. 17, 1975

Recommendations contained in Report of the Special Master are accepted. The parties are directed to prepare and file a decree, for entry by this Court, establishing "a baseline along the entire coast of the State of Louisiana from which the extent of the territorial waters under the jurisdiction of the State of Louisiana pursuant to the Submerged Lands Act can be measured." Douglas and Marshall, JJ, OUT.

Apr. 10, 1975

Petition for rehearing filed.

Apr. 17, 1975

DISTRIBUTED.

May 12, 1975

Rehearing DENIED. Douglas and Marshall, JJ, OUT.

May 19, 1975

Motion of Special Master for allowance of compensation and reimbursement of expenses filed.

May 22, 1975

Above motion DISTRIBUTED.

June 9, 1975

Motion of Special Master for allowance of compensation & reimbursement of expenses granted and ordered that such costs be borne equally by the parties to this litigation. Douglas and Marshall, JJ, OUT.

(over)

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DATE	PROCEEDINGS AND ORDERS
April 21, 1980	The motion of the Special Master, Walter P. Armstrong, Jr., for allowance of additional compensation and reimbursement of expenses, as set forth in the motion, is GRANTED; and it is ordered that such costs be borne equally by the United States and Louisiana. The Court defers action at this time on the Special Master's suggestion for discharge with respect to the reference of October 25, 1975 (423 U.S. 909). Marshall, J., OUT.
Apr. 28, 1980	Exceptions to Special Master's Report overruled in part & sustained in part & case REMANDED. Opinion by Powell, J., concurring in part and dissenting in part in which Stewart and Rehnquist, JJ., join. Marshall, J., OUT.
May 23, 1980	Petition for rehearing of Decision on Exceptions to the Supplemental report of the Special Master filed.
May 28, 1980	DISTRIBUTED. 6-12. (Rehearing).
June 16, 1980	The petition for rehearing of the order of the Court entered April 28, 1980 is DENIED. Marshall, J., OUT.
June 9, 1981	Supplemental report of Special Master filed.
June 15, 1981	DISTRIBUTED. 6-18. (Supplemental report of Special Master)
June 22, 1981	The Supplemental Report of the Special Master is received and ordered filed. FINAL DECREE. (Louisiana Boundary Case.) Marshall, J., OUT.
Dec. 1, 1981	Final accounting filed by the United States.
Dec. 2, 1981	Final accounting filed by Louisiana.
Dec. 2, 1981	DISTRIBUTED. 1-8. (Final accounting by U. S. & Louisiana).
Dec. 31, 1981	Objection by Louisiana to Final accounting by U. S. filed.
Jan. 4, 1982	Objections by U. S. to Final accounting by Louisiana filed.
Jan. 4, 1982	Corrected final accounting filed by the United States.
Jan. 11, 1982	The Final Accounting of the United States, the corrected Final Accounting of the United States, and the Final Accounting of Louisiana are ordered filed. The Objections to the Final Accountings are referred to the Special Master. Marshall, J., OUT.
May 12, 1982	Final Report of Special Master received.
May 12, 1982	DISTRIBUTED. 5-27. (Report of Special Master).
May 13, 1982	Petition for additional compensation and reimbursement of expenses to Special Master and Discharge of the Special Master filed.
May 13, 1982	Waiver of the United States and Louisiana to file exceptions.
May 14, 1982	Stipulation by Solicitor General and Attorney General of Louisiana respecting final accountings filed.
May 24, 1982	DISTRIBUTED. 5-27. (Petition for additional compensation)

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Nov. 1, 1979	Motion of State of Mississippi for entry of supplemental decree filed.
Nov. 8, 1979	Exception of United States to Report of Special Master filed
Nov. 15, 1979	Exceptions of the State of Louisiana to report of Special Master and appendix filed.
Dec. 15, 1979	Reply brief of the State of Louisiana in opposition to the Exception of the United States to the Report of the Special Master filed.
Dec. 14, 1980	Reply of U. S. to exceptions of State of Louisiana to report of Special Master filed.
Jan. 14, 1980	The Exception to the supplemental report of the Special Master (filed Oct. 1, 1979) are set for oral argument in due course. Marshall, J., OUT.
Jan. 16, 1980	DISTRIBUTED. 2-15. (Motion of Mississippi for entry of Supplemental Decree).
Jan. 17, 1980	Cross-motion of the United States filed.
Feb. 11, 1980	Motion of Attorney General of Louisiana for divided argument filed. (NP).
Feb. 13, 1980	CIRCULATED.
Feb. 19, 1980	The motion of Mississippi for entry of a supplemental decree and the cross-motion of the United States are referred to the Special Master.
Feb. 25, 1980	The motion of Louisiana for divided argument is GRANTED. Marshall, J., OUT.
Feb. 22, 1980	Motion of Alabama for entry of a supplemental decree filed.
Mar. 6, 1980	Cross-motion of U. S. for supplemental decree & Proposed decree filed.
Mar. 11, 1980	DISTRIBUTED. 3-14. (Motion of Ala. for entry of a supplemental decree and Cross-motion of U. S. for entry of supplemental decree and proposed decree).
Mar. 17, 1980	The motion of Alabama for entry of a supplemental decree and cross-motion of the United States for entry of a supplemental decree are referred to the Special Master. Marshall, J., OUT.
Mar. 18, 1980	ARGUED. (On Exceptions to Report of Special Master).
Mar. 20, 1980	Motion for allowance of compensation and reimbursement of expenses to Special Master and for discharge of Special Master filed.
March 26, 1980	DISTRIBUTED. 4-11. (Above motion).
Apr. 15, 1980	REDISTRIBUTED. 4-18. (Above motion).

(Over)

NO. 9 Original	TITLE United States of America, Plaintiff v. State of Louisiana, et al.
DOCKETED December 19, 1982	COURT Bill of Complaint
DATE	PROCEEDINGS AND ORDERS
May 24, 1982	Motion for relief from decree filed.
June 1, 1982	The Final Report of the Special Master with respect to the Louisiana Boundary Case is received and ordered filed.
	The objections to accountings previously filed are sustained to the extent recommended in the Report of the Special Master. All accountings required by the Court's Decree of June 22, 1981, have been made and, as supplemented by the ruling on the objections thereto, are now approved. The account submitted by the Special Master is approved and the balance owing to him shall be paid in equal shares by the United States and the State of Louisiana. The Special Master is discharged in this case insofar as the proceedings involve the controversy between the United States and the State of Louisiana. Marshall, J., OUT. (See printed order).
May 28, 1982	Opposition by the Solicitor General to motion for relief from decree filed.
June 7, 1982	DISTRIBUTED. 6-10. (Motion for relief from decree).
June 14, 1982	• The motion of Mississippi for relief from the final decree in this case On December 12, 1960, is referred to the Special Master. Marshall, J., OUT.
Oct. 18, 1982	• Motion of Special Master for Allowance of Interim Compensation and Expenses filed.
Oct. 25, 1982	DISTRIBUTED. 10-29. (Above motion of Special Master).
Nov. 1, 1982	The petition of the Special Master, Walter P. Armstrong, Jr., for allowance of interim compensation and expenses, as set forth in the petition filed Oct. 18, 1982, is GRANTED, and it is ordered that the United States bear one half the costs and the States of Mississippi and Alabama each bear one quarter of the costs. Marshall, J., OUT.
Aug. 29, 1983	Motion of Special Master for allowance of fees filed.
Sept. 7, 1983	DISTRIBUTED. SL25P5 (Above motion).
Oct. 19, 1983	REDISTRIBUTED. 10/28. (Above motion).
Oct. 31, 1983	The motion of the Special Master for additional partial payment by Mississippi for services is granted and the Court approves payment of \$12,500.00. Marshall, J., OUT.
Apr. 9, 1984	Report of the Special Master received.
Apr. 11, 1984	DISTRIBUTED. 4-27. (Report of the Special Master). (Over)

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DATE	PROCEEDINGS AND ORDERS
Apr. 30, 1984	The Report of the Special Master is received and ordered filed. Exceptions to the Report, with supporting briefs, may be filed by the parties within 45 days. Replies thereto, with support briefs, may be filed by the parties within 30 days. Marshall, J., OUT.
Apr. 28, 1984	• Additional compensation and reimbursement of expenses to the Special Master. (Petition for allowance of)
May 8, 1984	Amendment to petition for allowance of additional compensation and reimbursement of expenses to the Special Master filed.
May 8, 1984	DISTRIBUTED. 5-24. (Petition for allowance of additional compensation and reimbursement of expenses to the Special Master).
May 29, 1984	The petition for allowance of additional compensation to the Special Master is granted and payments as requested in prayers 1, 2, and 3 are allowed. Further consideration of the remaining prayers is deferred until further order of the Court. Marshall, J., OUT.
June 11, 1984	Order extending time to file Exceptions to the Report of the Special Master to and including June 25, 1984 for all parties.
June 26, 1984	Exceptions to the Report of the Special Master by Alabama filed.
June 25, 1984	Exceptions to the Report of the Special Master by the United States filed.
June 26, 1984	Exceptions to the Report of the Special Master by Mississippi filed.
Aug. 2, 1984	Reply brief for the United States filed.
Aug. 13, 1984	Reply brief of Alabama filed.
Aug. 10, 1984	Reply brief of Mississippi filed.
Aug. 15, 1984	Brief, amicus curiae, of the State of Alaska in opposition to the Exception of the United States filed.
Aug. 15, 1984	DISTRIBUTED. September 24, 1984. (Exceptions of the United States, Alabama and Mississippi to the Report of the Special Master.)
Oct. 1, 1984	The Exceptions to the Report of the Special Master are set for oral argument in due course. Marshall, J., OUT.
Oct. 11, 1984	Motion of Alabama for divided argument filed.
Oct. 19, 1984	CIRCULATED.
Oct. 29, 1984	The motion of Alabama for divided argument is granted. Marshall, J., OUT.
Nov. 26, 1984	ARGUED.

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TITLE United States of America, Plaintiff
v.
State of Louisiana, et al.

DOCKETED

COURT

DATE

PROCEEDINGS AND ORDERS

DATE	PROCEEDINGS AND ORDERS
Feb. 26, 1985	Exception of United States to ruling by Special Master that Mississippi Sound is historic inland waters overruled. Exceptions of Alabama and Mississippi and remaining Exceptions of United States not ruled upon. Recommendations and Report of Special Master adopted and confirmed to extent they are consistent with opinion. Parties to submit appropriate proposed decree to Special Master for Court's consideration. Each party to bear its own costs. Actual expenses of Special Master to be borne half by the United States and half by Alabama and Mississippi. Court retains jurisdiction to entertain such further proceedings, etc. Opinion by Blackmun, J. Marshall, J., OUT.
March 13, 1987	Supplemental Report of Walter P. Armstrong, Jr., Special Master received.
April 1, 1987	DISTRIBUTED. April 17, 1987. (Supplemental Report of the Special Master).
April 20, 1987	The Supplemental Report of the Special Master on the Alabama and Mississippi boundary case is received and ordered filed. Exceptions to the Report, with supporting briefs, may be filed by the parties within 45 days. Replies thereto, if any, with supporting briefs, may be filed within 30 days. Marshall, J., OUT.
May 29, 1987	Request of the Attorney General of Mississippi for an extension of time to file exceptions to the Report of the Special Master filed, and order granting same until July 6, 1987, by Rehnquist, C.J., on June 1, 1987.
June 29, 1987	Motion for petition of Special Master for additional compensation and reimbursement of expenses filed. DISTRIBUTED. SL5, Pl6, Sept. 28 Conf) Above motion
July 2, 1987	Exceptions and brief of the state of Mississippi filed.
July 13, 1987	Response by Alabama to motion for petition of Special Master for additional compensation and reimbursement of expense filed.
July 31, 1987	Request of the Solicitor General for an extension of time within which to file a reply to the exceptions to the Report of the Special Master filed, and order granting same until Sept. 2, 1987, by Rehnquist, C.J., on Aug. 4, 1987.
Aug. 4, 1987	Waiver of right of Louisiana to file exceptions to Report of Special Master filed.
Sept. 2, 1987	Amicus brief of Alaska in support of United States' opposition to the exceptions of Mississippi filed.

Title

No.

DATE	PROCEEDINGS AND ORDERS
Sept. 16, 1987	DISTRIBUTED. Oct. 9, 1987 (Exceptions of Mississippi to Report of Special Master and Motion of the United States to leave to file reply brief out-of-time).
Sept. 1, 1987	Further request of the S. G. for an extension of time within which to file a reply to the Exceptions to the Report of the Special Master filed, and order denying same by Rehnquist, CJ., on Sept. 4, 1987.
Sept. 17, 1987	Motion of United States for leave to file reply to Exceptions of Mississippi out-of-time filed.
Sept. 16, 1987	Brief for the United States in opposition to the Exceptions of the Mississippi filed.
Oct. 5, 1987	DISTRIBUTED. Oct. 9, 1987 Conference.
Oct. 13, 1987	The motion of the United States for leave to file a reply to the Exceptions of Mississippi, out-of-time, is granted. The Exceptions to the Report of the Special Master are set for oral argument in due course. The Motion of the Special Master for additional compensation and reimbursement of expenses, as set forth in the motion, is granted and it ordered that such costs be borne equally by the United States and Mississippi. Marshall, J., OUT.
Nov. 20, 1987	CIRCULATED.
Nov. 23, 1987	SET FOR ARGUMENT. January 11, 1988. (4th case)
Nov. 2, 1987	The motion of Alaska for leave to participate in oral argument as amicus curiae and for divided argument is denied. Marshall, J., OUT.
Jan. 11, 1988	ARGUED.
March 1, 1988	Exceptions of Mississippi to Supplemental Report of Special Master overruled. Supplemental report of Special Master adopted and confirmed to extent consistent with opinion of this Court. Parties directed to submit to Special Master proposed decree. Each party shall bear its own costs. Actual expenses of Special Master shall be borne on half by United States and one half by Mississippi. Court retains jurisdiction to entertain further proceedings, etc. Leave granted parites to file, without further motion, complaint within 60 days setting forth claims to portion of Chandeleur Sound. Opposing party shall have 45 days to respond. Opinion by Blackmun, J. Marshall and Kennedy, JJ., took no part in the consideration or decision of this litigation.
Oct. 1, 1990	Additional supplemental report of the Special Master received. Record of proceedings filed.

Disputed

NO. 9 Original

TITLE United States of America, Plaintiff
v.
State of Louisiana, et al.

DOCKETED

COURT

DATE

PROCEEDINGS AND ORDERS

Oct. 3, 1990

Oct. 29, 1990

Nov. 5, 1990

DISTRIBUTED. October 26, 1990 (Additional Supplemental Report of the Special Master and Record of Proceedings).

REDISTRIBUTED. Nov. 2, 1990.

The additional Supplemental Report of the Special Master, dated October 1, 1990, is received and ordered filed. The recommended supplemental decree is approved. The supplemental decree is entered. The parties shall bear their own costs of these proceedings; the actual expenses of the Special Master herein and the compensation due him shall be borne half by the United States and half by Mississippi. After his final accounting has been approved and any balance due him has been paid, The Special Master shall be deemed discharged with the thanks of the Court. The Court retains jurisdiction to entertain such further proceedings, enter such orders, and issue such writs as from time to time may be deemed necessary or advisable to effectuate and supplement the decree and the rights of the respective parties.
Marshall, J., OUT.



(2)
No. 9, Original

IN THE
Supreme Court of the United States

OCTOBER TERM, 1990

UNITED STATES OF AMERICA,
Plaintiff,

vs.

STATE OF LOUISIANA, *et al.,*
Defendants.

(Alabama and Mississippi Boundary Case)

**ADDITIONAL SUPPLEMENTAL REPORT OF
WALTER P. ARMSTRONG, JR., SPECIAL MASTER**

October 1, 1990

No. 9, Original

IN THE

Supreme Court of the United States

OCTOBER TERM, 1990

UNITED STATES OF AMERICA,
Plaintiff,

vs.

STATE OF LOUISIANA, *et al.*,
Defendants.

(Alabama and Mississippi Boundary Case)

ADDITIONAL SUPPLEMENTAL REPORT OF WALTER P. ARMSTRONG, JR., SPECIAL MASTER

In an earlier opinion (470 U.S. 93) the Court held that Mississippi Sound is a historic bay within the meaning of Article 7(b) of the Convention on the Territorial Sea and the Contiguous Zone (1965), 15 U.S.T. (Pt.2) 1607, T.I.A.S. No. 5639 and that the waters thereof are therefore inland waters. The Court therefor concluded:

Under this view, the coastline of the States consists of the lines of ordinary low water along the southern coasts of the barrier islands together with appropriate lines connecting the barrier islands. These latter lines mark the seaward limit of Mississippi Sound.

(470 U.S. at p. 96)

The Court therefore ordered:

The parties are directed promptly to submit to the Special Master a proposed appropriate decree for this Court's consideration; if the parties are unable to agree upon the form of the decree, each shall submit its proposal to the Master for his consideration and recommendation.

(470 U.S. at p. 115)

The parties were unable to agree, and accordingly each filed with me a form of proposed decree, which differed only in two respects, both involving only the coast line of Mississippi. The first was the westward terminus of a line between Petit Bois Island and Horn Island. The second was a line extending southward from a point upon Ship Island to the Mississippi-Louisiana boundary, which each party proposed but in a different fashion. Neither of these latter proposed lines would be "along the southern coasts of the Barrier Islands."

On March 16, 1987 after extensive evidentiary hearings, I filed a Supplemental Report recommending that the proposal of the United States as to Mississippi's seaward boundary between Petit Bois Island and Horn Island be adopted. No exception was taken to that portion of the report, which was subsequently confirmed by the Court's decision.

As to the second point, my report reads:

I therefore conclude that for the reasons stated above the decree proposed by Mississippi should not be entered and that in the absence of a stipulation or the adoption of a straight baseline the acceptance of the line proposed by the United States would amount to a modification of the Court's opinion of February 26, 1985 which would be beyond the scope of the reference to me as a Special Master.

Exception to this portion of the report was taken by the State of Mississippi only. The matter was briefed and argued before

the Court, which rendered an opinion March 1, 1988 (485 U.S. 88), in which it said:

The specific proceeding that culminated in this Court's opinion of February 26, 1985, reported at 470 U.S. 93, [84 L. Ed. 2d 73, 105 S. Ct. 1074,] concerned, we thought, only Mississippi Sound and its boundary. See *id.*, at 94; [84 L. Ed. 2d 73, 105 S. Ct. 1974;] Tr. of Oral Arg. 3. The Special Master's Report and his stated reservation as to the scope of the reference to him also appear to reflect that understanding. But in its argument to the Master and in its present exceptions, Mississippi seeks to extend the scope of this litigation to include its interest in seabed south of Mississippi Sound. The State's current arguments bear little relation to earlier proceedings unless one engrafts upon our 1985 opinion, and upon our direction therein for a proposed decree fixing the southern boundary of Mississippi Sound, an implication that Mississippi's rights, if any, *south* of that Sound's boundary are to be definitively determined in this phase of the litigation.

(485 U.S. at p. 91)

The Court, however, rejected that implication, saying:

Because Mississippi's exceptions to the Special Master's Supplemental Report do not relate at all to Mississippi Sound, and do not contest the validity of that Sound's closing lines recommended by the Master, we are left with a situation where all parties are in agreement as to that Sound and its boundary.

(485 U.S. at p. 92)

The Court therefore overruled Mississippi's exception and again directed the parties promptly to submit to the Special Master a proposed appropriate decree defining the claims of Alabama and Mississippi with respect to Mississippi Sound. The parties have now agreed upon the form of such a proposed

decree, a copy of which is attached hereto as Appendix A, which delimits the coastlines of Alabama and Mississippi by salient points lying along the southern coast of the Barrier Islands together with appropriate lines connecting those islands, up to a point upon Ship Island which coincides with the northern terminus of a line which is the subject of litigation in another suit, *Mississippi v. United States*, No. 113 Original. The stipulation reflecting the consent of the parties is attached as Appendix B.

I therefore recommend that the decree be entered as proposed.

WALTER P. ARMSTRONG JR.
Special Master

October 1, 1990

APPENDIX A

JOINT PROPOSED SUPPLEMENTAL DECREE

SUPREME COURT OF THE UNITED STATES

No. 9, Original

UNITED STATES, PLAINTIFF

v.

STATE OF LOUISIANA, ET AL.

(ALABAMA AND MISSISSIPPI BOUNDARY CASE)

SUPPLEMENTAL DECREE

By its decision of February 26, 1985, the Court overruled the exception of the United States to the Report of its Special Master herein insofar as it challenged the Master's determination that the whole Mississippi Sound constitutes historic inland waters, and, to this extent, adopted the Master's recommendations and confirmed his Report.

On March 1, 1988, the Court resolved the disagreement between the United States and Mississippi as to that portion of the Mississippi coastline at issue in the above-captioned litigation and directed the parties to submit to the Special Master a proposed appropriate decree defining the claims of Alabama and Mississippi with respect to Mississippi Sound. The parties have agreed on and submitted to the Special Master a proposed decree in accordance with the Court's decision of March 1, 1988.

Accordingly,

IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. For the purposes of the Court's Decree herein dated December 12, 1960, 364 U.S. 502 (defining the boundary line between the submerged lands of the United States and the submerged lands of the States bordering the Gulf of Mexico), the coastline of the States of Alabama and Mississippi shall be determined on the basis that the whole of Mississippi Sound constitutes state inland waters;

2. For the purposes of said Decree of December 12, 1960, the coastline of Alabama includes a straight line from a point on the western tip of Dauphin Island where $X = 238690$ and $Y = 84050$ in the Alabama plane coordinate system, west zone, and $X = 659783.79$ and $Y = 204674.56$ in the Mississippi plane coordinate system, east zone, to a point on the eastern tip of Petit Bois Island where $X = 215985$ and $Y = 77920$ in the Alabama plane coordinate system, west zone, and $X = 637152.89$ and $Y = 198279.25$ in the Mississippi plane coordinate system, east zone, so far as said line lies on the Alabama side of the Alabama-Mississippi boundary.

3. For the purposes of said Decree of December 12, 1960, the coastline of Mississippi includes the following:

- (a) That portion of the straight line described in paragraph 2, above, lying on the Mississippi side of Alabama-Mississippi boundary;
- (b) The baseline delimiting Petit Bois Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD.	N. COORD.
	X	Y
A POINT AT	636103.06	197409.43
A POINT AT	635730.88	197167.57
A POINT AT	635197.10	196848.81

	E. COORD.	N. COORD.
	X	Y
A POINT AT	634824.92	196606.95
A POINT AT	634494.81	196403.07
A LINE FROM	634116.89	196223.65
THROUGH	633487.70	195977.80
THROUGH	632600.10	195607.60
THROUGH	631541.99	195143.47
THROUGH	630508.20	194904.30
THROUGH	629479.90	194591.90
THROUGH	628525.00	194321.70
THROUGH	628401.73	194306.69
THROUGH	628036.92	194289.93
THROUGH	627476.60	194182.00
THROUGH	626488.60	193948.10
THROUGH	625932.59	193802.79
THROUGH	625516.00	193766.90
THROUGH	623861.36	193478.53
THROUGH	622820.50	193454.10
THROUGH	621823.80	193356.00
THROUGH	620825.20	193257.90
THROUGH	619847.89	193131.55
THROUGH	618538.77	193268.72
THROUGH	617735.69	193531.82
THROUGH	616497.05	194054.83
THROUGH	615577.50	194348.40
THROUGH	614799.01	194527.45
THROUGH	613600.50	194763.40
THROUGH	612681.90	194895.50
THROUGH	611818.33	195012.55
THROUGH	611021.34	195183.22
THROUGH	610184.77	195530.92
THROUGH	609391.80	195685.30
THROUGH	608419.90	195927.80

	E. COORD.	N. COORD.
	X	Y
THROUGH	607720.29	196127.06
THROUGH	607475.00	196239.30
THROUGH	606247.30	196809.81
THROUGH	605675.10	197160.10
THROUGH	604270.15	197849.15
THROUGH	603527.87	198470.45
TO	603006.58	199221.84;

(c) A straight line from a point on the western tip of Petit Bois Island from $X = 602984.74$ and $Y = 199379.08$ in the Mississippi plane coordinate system, east zone, to a point on the eastern tip of Horn Island where $X = 586698.88$ and $Y = 203743.22$ in the same coordinate system;

(d) The baseline delimiting Horn Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD.	N. COORD.
	X	Y
A POINT AT	586085.00	203413.20
A POINT AT	585408.00	202870.40
A LINE FROM	584539.17	202442.95
THROUGH	583521.30	202226.50
THROUGH	582523.70	201911.10
THROUGH	581217.11	201559.05
THROUGH	580172.00	201476.80
THROUGH	578707.40	201327.16
THROUGH	577716.60	201360.70
THROUGH	576762.47	201326.88

	E. COORD.	N. COORD.
	X	Y
THROUGH	575057.04	201581.88
THROUGH	573405.12	201965.02
THROUGH	571199.22	202261.66
THROUGH	570919.81	202425.88
THROUGH	568628.38	202769.01
THROUGH	566917.90	203142.60
THROUGH	564973.10	203501.30
THROUGH	563121.32	203819.44
THROUGH	560958.00	204028.60
THROUGH	558940.70	204238.50
THROUGH	557048.68	204283.26
THROUGH	554930.20	204403.10
TO	553435.61	204348.41
A LINE FROM	551970.97	204538.74
THROUGH	551379.95	204841.79
THROUGH	550663.93	205145.88
THROUGH	549562.53	205270.46
THROUGH	547945.52	205663.99
THROUGH	546875.90	206276.41
THROUGH	545696.10	206670.80
THROUGH	544396.00	207134.79
THROUGH	542861.16	207556.77
THROUGH	540851.48	208393.15
THROUGH	539596.30	208756.30
TO	538818.50	209086.77
A LINE FROM	536831.40	209354.10
THROUGH	535469.11	209055.01
THROUGH	533599.69	208590.63
THROUGH	532440.54	208312.06
THROUGH	530361.80	207949.10
THROUGH	528785.77	207676.76
THROUGH	527430.00	207570.30
THROUGH	526475.92	207467.20

	E. COORD.	N. COORD.
	X	Y
THROUGH	525672.63	207540.27
THROUGH	522928.20	208196.10
THROUGH	521336.78	208496.86
THROUGH	520062.60	208576.80
THROUGH	519137.96	208626.07
TO	518074.58	209136.06;

(e) A straight line from a point on the western tip of Horn Island where $X = 517785.04$ and $Y = 209525.13$ in the same coordinate system to a point on the eastern tip of the most easterly segment of Ship Island where $X = 486293.70$ and $Y = 208216.03$ in the same coordinate system;

(f) The baseline delimiting the most easterly segment of Ship Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD.	N. COORD.
	X	Y
A LINE FROM	485802.92	207647.85
THROUGH	484179.80	206426.60
THROUGH	482568.66	205272.72
THROUGH	480844.60	204246.60
THROUGH	479440.58	203436.29
THROUGH	478229.70	202788.30
THROUGH	476458.71	201921.54
THROUGH	475542.00	201634.30
TO	475218.46	201529.55;

(g) A straight line from a point on the western tip of the easterly segment of Ship Island where $X = 474673.81$ and $Y = 201505.68$ in the same coordinate system to

a point on the eastern end of the westerly segment of Ship Island where $X = 469644.55$ and $Y = 200646.86$ in the same coordinate system;

- (h) The baseline delimiting the most westerly segment of Ship Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD.	N. COORD.
	X	Y
A LINE FROM	468942.08	200226.18
THROUGH	468023.27	199707.98
THROUGH	466932.10	198967.80
THROUGH	465591.05	198219.69
THROUGH	464163.11	197420.58
TO	463004.481	196885.896;

4. That portion of the Mississippi baseline west of the westerly segment of Ship Island determined above is the subject of a separate decree resolving *Mississippi v. United States*, Original No. 113.

5. The baseline described in Paragraphs 2 and 3 above shall be, pursuant to stipulation of the parties, fixed as of the date of this decree, and shall from that date no longer be ambulatory.

6. The parties shall bear their own costs of these proceedings; the actual expenses of the Special Master herein and the compensation due him shall be borne half by the United States and half by Mississippi.

7. After his final accounting has been approved and any balance due him has been paid, the Special Master shall be deemed discharged with the thanks of the Court.

8. The Court retains jurisdiction to entertain such further proceedings, enter such orders, and issue such writs as

from time to time may be deemed necessary or advisable to effectuate and supplement the decree and the rights of the respective parties.

/s/ Kenneth W. Starr
KENNETH W. STARR
Solicitor General
Department of Justice
Washington, D.C. 20530

Date: July 23, 1990

/s/ Mike Moore
MIKE MOORE
Attorney General
State of Mississippi
Carroll Gartin Justice Building
Jackson, Mississippi 39205-0220

Date: August 7, 1990

/s/ Don Siegelman
DON SIEGELMAN
Attorney General
State of Alabama
State House
Montgomery, Alabama 36130

Date: 8-14-90

Filed 8/17/90

/s/ Walter P. Armstrong, Jr.
Special Master

APPENDIX B
SUPREME COURT OF THE UNITED STATES

No. 9, Original

UNITED STATES, PLAINTIFF

v.

STATE OF LOUISIANA, ET AL.
(ALABAMA AND MISSISSIPPI BOUNDARY CASE)

STIPULATION

For the purpose of expediting the resolution of the above captioned action and in order to facilitate administration of the Submerged Lands Act, 43 U.S.C. 1301 *et seq.*, the parties hereto agree by this stipulation that the baseline described in the joint proposed supplemental decree submitted to the Special Master in the above captioned action shall be fixed as of the date of the entry of that decree by the Court, and from that date shall no longer be ambulatory.

/s/ Kenneth W. Starr
KENNETH W. STARR
Solicitor General
Department of Justice
Washington, D.C. 20530

Date: July 23, 1990

/s/ Mike Moore
MIKE MOORE
Attorney General
State of Mississippi
Carroll Gartin Justice Building
Jackson, Mississippi 39205-0220

Date: August 7, 1990

/s/ Don Siegelman

Date: 8-14-90

DON SIEGELMAN

Attorney General

State of Alabama

State House

Montgomery, Alabama 36130

Filed 8/17/90

/s/ Walter P. Armstrong, Jr.

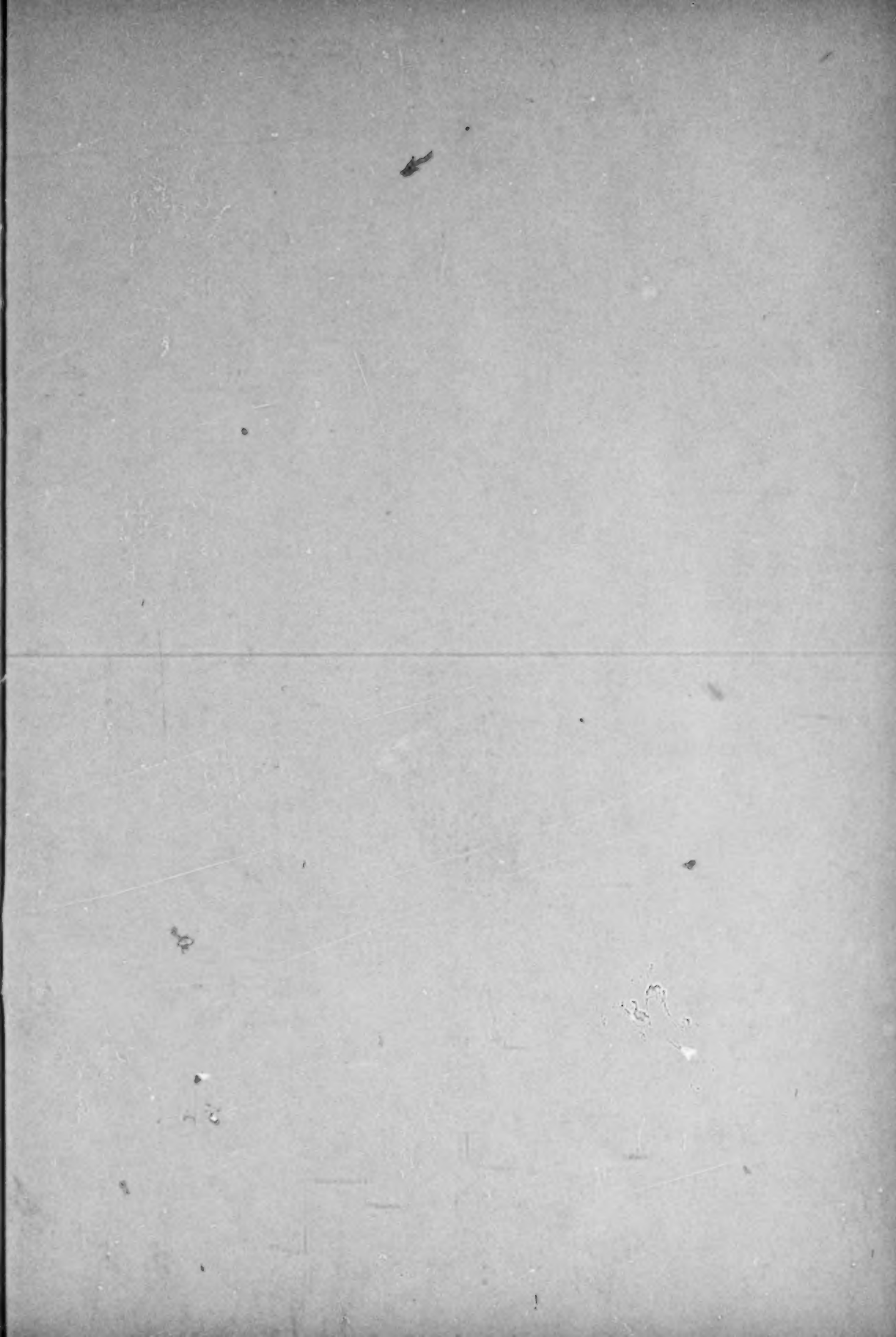
Special Master

For the purpose of executing the resolution of the
House and in order to facilitate administration of the
business of the House, the undersigned, being a
member of the House, do hereby certify that the
joint proposed supplemental decree submitted to the
House in the above captioned matter is a true and
correct copy of the same as the same was presented
to the House on the date of its passage, and that the
same shall no longer be subject to any further
action.

Walter P. Armstrong, Jr.
Date: August 14, 1990

For the purpose of executing the resolution of the
House and in order to facilitate administration of the
business of the House, the undersigned, being a
member of the House, do hereby certify that the
joint proposed supplemental decree submitted to the
House in the above captioned matter is a true and
correct copy of the same as the same was presented
to the House on the date of its passage, and that the
same shall no longer be subject to any further
action.

Mike Moore
Date: August 14, 1990



3

SUPREME COURT OF THE UNITED STATES

UNITED STATES, PLAINTIFF *v.* STATE OF LOUISIANA, ET AL. (ALABAMA AND MISSISSIPPI BOUNDARY CASE)

ON BILL OF COMPLAINT

No. 9, Orig. Decided November 5, 1990

The additional supplemental Report of the Special Master, dated October 1, 1990, is received and ordered filed. The recommended supplemental decree is approved.

SUPPLEMENTAL DECREE

By its decision of February 26, 1985, the Court overruled the exception of the United States to the Report of its Special Master herein insofar as it challenged the Master's determination that the whole Mississippi Sound constitutes historic inland waters, and, to this extent, adopted the Master's recommendations and confirmed his Report.

On March 1, 1988, the Court resolved the disagreement between the United States and Mississippi as to that portion of the Mississippi coastline at issue in the above-captioned litigation and directed the parties to submit to the Special Master a proposed appropriate decree defining the claims of Alabama and Mississippi with respect to Mississippi Sound. The parties have agreed on and submitted to the Special Master a proposed decree in accordance with the Court's decision of March 1, 1988.

IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. For the purposes of the Court's Decree herein dated December 12, 1960, 364 U. S. 502 (defining the boundary line between the submerged lands of the United States and the submerged lands of the States bordering the Gulf of Mexico), the coastline of the States of Alabama
- 7 1992

and Mississippi shall be determined on the basis that the whole of Mississippi Sound constitutes state inland waters;

2. For the purposes of said Decree of December 12, 1960, the coastline of Alabama includes a straight line from a point on the western tip of Dauphin Island where $X = 238690$ and $Y = 84050$ in the Alabama plane coordinate system, west zone, and $X = 659783.79$ and $Y = 204674.56$ in the Mississippi plane coordinate system, east zone, to a point on the eastern tip of Petit Bois Island where $X = 215985$ and $Y = 77920$ in the Alabama plane coordinate system, west zone, and $X = 637152.89$ and $Y = 198279.25$ in the Mississippi plane coordinate system, east zone, so far as said line lies on the Alabama side of the Alabama-Mississippi boundary.

3. For the purposes of said Decree of December 12, 1960, the coastline of Mississippi includes the following:

(a) That portion of the straight line described in paragraph 2, above, lying on the Mississippi side of Alabama-Mississippi boundary;

(b) The baseline delimiting Petit Bois Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD. X	N. COORD. Y
A POINT AT	636103.06	197409.43
A POINT AT	635730.88	197167.57
A POINT AT	635197.10	196848.81
A POINT AT	634824.92	196606.95
A POINT AT	634494.81	196403.07
A LINE FROM	634116.89	196223.65
THROUGH	633487.70	195977.80
THROUGH	632600.10	195607.60
THROUGH	631541.99	195143.47

	E. COORD. X	N. COORD. Y
THROUGH	630508.20	194904.30
THROUGH	629479.90	194591.90
THROUGH	628525.00	194321.70
THROUGH	628401.73	194306.69
THROUGH	628036.92	194289.93
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THROUGH	623861.36	193478.53
THROUGH	622820.50	193454.10
THROUGH	621823.80	193356.00
THROUGH	620825.20	193257.90
THROUGH	619847.89	193131.55
THROUGH	618538.77	193268.72
THROUGH	617735.69	193531.82
THROUGH	616497.05	194054.83
THROUGH	615577.50	194348.40
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THROUGH	611818.33	195012.55
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THROUGH	610184.77	195530.92
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THROUGH	608419.90	195927.80
THROUGH	607720.29	196127.06
THROUGH	607475.00	196239.30
THROUGH	606247.30	196809.81
THROUGH	605675.10	197160.10
THROUGH	604270.15	197849.15
THROUGH	603527.87	198470.45
TO	603006.58	199221.84;

(c) A straight line from a point on the western tip of Petit Bois Island from $X = 602984.74$ and $Y = 199379.08$ in the Mississippi plane coordinate system, east zone, to a point on the eastern tip of Horn Island where $X = 586698.88$ and $Y = 203743.22$ in the same coordinate system;

(d) The baseline delimiting Horn Island determined by the following points in the Mississippi plane coordinate system, east zone;

	E. COORD.	N. COORD.
	X	Y
A POINT AT	586085.00	203413.20
A POINT AT	585408.00	202870.40
A LINE FROM	584539.17	202442.95
THROUGH	583521.30	202226.50
THROUGH	582523.70	201911.10
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THROUGH	576762.47	201326.88
THROUGH	575057.04	201581.88
THROUGH	573405.12	201965.02
THROUGH	571199.22	202261.66
THROUGH	568628.38	202769.01
THROUGH	566917.90	203142.60
THROUGH	564973.10	203501.30
THROUGH	563121.32	203819.44
THROUGH	560958.00	204028.60
THROUGH	558940.70	204238.50
THROUGH	557048.68	204283.26
THROUGH	554930.20	204403.10
TO	553435.61	204348.41
A LINE FROM	55197.97	204538.74
THROUGH	551379.95	204841.79

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	E. COORD. X	N. COORD. Y
THROUGH	550663.93	205145.88
THROUGH	549562.53	205270.46
THROUGH	547945.52	205663.99
THROUGH	546875.90	206276.41
THROUGH	545696.10	206670.80
THROUGH	544396.00	207134.79
THROUGH	542861.16	207556.77
THROUGH	540851.48	208393.15
THROUGH	539596.30	208786.30
TO	538818	209086.77
A LINE FROM	536831.40	209354.10
THROUGH	535469.11	209055.01
THROUGH	533599.69	208590.63
THROUGH	532440.54	208312.06
THROUGH	530361.80	207949.10
THROUGH	528785.77	207676.76
THROUGH	527430.00	207570.30
THROUGH	526475.92	207467.20
THROUGH	525672.63	207540.27
THROUGH	522928.20	208196.10
THROUGH	521336.78	208496.86
THROUGH	520062.60	208576.80
THROUGH	519137.96	208626.07
TO	518074.58	209136.06;

(e) A straight line from a point on the western tip of Horn Island where $X = 517785.04$ and $Y = 209525.13$ in the same coordinate system to a point on the eastern tip of the most easterly segment of Ship Island where $X = 486293.70$ and $Y = 208216.03$ in the same coordinate system;

(f) The baseline delimiting the most easterly segment of Ship Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD. X	N. COORD. Y
A LINE FROM	485802.92	207647.85
THROUGH	484179.80	206426.60
THROUGH	482568.66	205272.72
THROUGH	480844.60	204246.60
THROUGH	479440.58	203436.29
THROUGH	478229.70	202788.30
THROUGH	476458.71	201921.54
THROUGH	475542.00	201634.30
TO	475218.46	201529.55;

(g) A straight line from a point on the western tip of the easterly segment of Ship Island where $X = 474673.81$ and $Y = 201505.68$ in the same coordinate system to a point on the eastern end of the westerly segment of Ship Island where $X = 469644.55$ and $Y = 200646.86$ in the same coordinate system;

(h) The baseline delimiting the most westerly segment of Ship Island determined by the following points in the Mississippi plane coordinate system, east zone:

	E. COORD. X	N. COORD. Y
A LINE FROM	468942.08	200226.18
THROUGH	468023.27	199707.98
THROUGH	466932.10	198967.80
THROUGH	465591.05	198219.69
THROUGH	464163.11	197420.58
TO	463004.481	196885.896;

(4) That portion of the Mississippi baseline west of the westerly segment of Ship Island determined above is the subject of a separate decree resolving *Mississippi v. United States*, Original No. 113.

(5) The baseline described in Paragraphs 2 and 3 above shall be, pursuant to stipulation of the parties, fixed as of

the date of this decree, and shall from that date no longer be ambulatory.

(6) The parties shall bear their own costs of these proceedings; the actual expenses of the Special Master herein and the compensation due him shall be borne half by the United States and half by Mississippi.

(7) After his final accounting has been approved and any balance due him has been paid, the Special Master shall be deemed discharged with the thanks of the Court.

(8) The Court retains jurisdiction to entertain such further proceedings, enter such orders, and issue such writs as from time to time may be deemed necessary or advisable to effectuate and supplement the decree and the rights of the respective parties.